

APPENDIX 4 -DISABLED PARKING

Town of Framingham By-Laws, Article V. "Health and Safety"

Section 9 Disabled Parking

[Adopted: Article 26, Special Town Meeting of December 9, 1997]

[Effective: April 2, 1998]

- 9.1** Designated parking spaces for vehicles owned and operated by disabled veterans or by disabled persons and bearing the distinctive number plates or placard authorized by Massachusetts General Law Chapter 90, Section 2, shall be provided in public and private off street parking areas.

9.1.1 Any person or body who has lawful control of a public or private way, or of improved or enclosed property used as off street parking areas for businesses, shopping, malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, or for any other place where the public has the right of access as invitees or licensees, shall reserve parking spaces in said off street parking areas for any vehicle owned and/or operated by a disabled veteran, or disabled person whose vehicle bears the distinguishing license plate or placard authorized by Chapter 90, Section 2 according to the following formula:

<u>TOTAL SPACES</u>	<u>REQUIRED HANDICAPPED SPACES</u>
1 - 25	1 Space
26 - 50	2 Spaces
51 - 75	3 Spaces
76 - 100	4 Spaces
101 - 150	5 Spaces
151 - 200	6 Spaces
201 - 300	7 Spaces
301 - 400	8 Spaces
401 - 500	9 Spaces
501 - 1,000	2% of Total Spaces
1,001 and over	20 plus 1 for each 100 over 1,000

Outpatient Medical Facilities: 10% of Total Spaces

Facilities specializing in the treatment or services
for people with mobility impairments 20% of Total Spaces

One in eight designated handicapped spaces but not less than one shall be van accessible.

Multiple dwellings, including residential condominiums, are subject to all provisions of the Architectural Access Board regulations. (521 CMR).

9.1.2 Each parking space designated as reserved under the provisions of subsection 9.1.1. shall be identified by the use of an above grade sign located at the head of each space and no more than ten feet away. Signs shall show the "International Symbol of Access" and the words "Handicapped Parking: Special Plate Required, Unauthorized Vehicles May Be Removed At Owners Expense" in white on a blue background. The bottom of the sign shall not be lower than 5 feet from the ground; the top of the sign shall not be more than 8 feet from the ground.

The spaces shall be as near as possible to a building entrance or walkway; shall be adjacent to curb ramps or other unobstructive methods permitting sidewalk access to a handicapped person, and shall be eight feet wide plus a 5 foot aisle with diagonal striping. Two accessible spaces may share a common access aisle.

Van accessible spaces shall be 8 feet wide with an aisle 8 feet wide allowing a van to operate a lift. Each such space shall have a sign designating it van accessible. Alternatively, all spaces may be universal spaces, 11 feet wide with an access aisle 5 feet wide.

- 9.2** No person shall leave any unauthorized vehicle within parking spaces designated for use by disabled veterans or handicapped persons as authorized by Section 9.1 hereof or in such a manner as to obstruct a curb ramp designated for use by handicapped persons as a means of egress to a street or public way.

Furthermore, any person or body who has lawful control of a public or private way or of improved or enclosed property used as off street parking for authorized vehicles bearing HP plates or placards shall be responsible for exercising reasonable care to see that the spaces and access ramps be kept clear of debris, refuse and shopping carts so the spaces are accessible and usable.

- 9.3** The penalty for violation of this Bylaw shall be as follows:

Violations of Section 9.1.1 and 9.1.2 shall be 10 dollars per day per violation after the person or body having lawful control of the ways or property has been given written notice and not less than 30 days to comply.

Violations of Section 9.2 shall be 50 dollars for each offense, and the vehicle may be removed according to the provisions of General Law Chapter 266, Section 120D.

- 9.4** Violations of Section 9.1.1 and 9.1.2 shall be enforced by the Building Commissioner.
Violations of Section 9.2 shall be enforced by the Police Department.

- 9.5** Appeals may be made to the Board of Selectmen or its designees and shall be granted in accordance with the Americans with Disabilities Act (ADA) and Massachusetts Architectural Access Board (AAB) regulations.

<p>NOTE: Provisions for handicapped parking in the Town of Framingham are also governed by the standards of the “Americans with Disabilities Act” and the Massachusetts Architectural Access Board. Additional information regarding these standards may be obtained from the Framingham Building Commissioner.</p>
